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10 *Designated solely for personal service
pursuant to District of Nevada LR IA 11-1(b)*

12 Attorneys for Plaintiff
EVANSTON INSURANCE COMPANY

14 **UNITED STATES DISTRICT COURT**
15 **DISTRICT OF NEVADA**

16 EVANSTON INSURANCE COMPANY, a
company organized under the laws of the
17 State of Illinois,

18 Plaintiff,

19 vs.

20 AFFINITYLIFESTYLES.COM, INC. d/b/a
21 REAL WATER, a Nevada Corporation et al.,

22 Defendants.

Case No.: 2:25-cv-00670-CDS-EJY

**STIPULATION AND ORDER TO
EXTEND TIME TO ANSWER
(FIRST REQUEST)**

1 Pursuant to Rule 6(b)(1) of the Federal Rules of Civil Procedure and Rule IA 6-1
2 of this Court's Local Rules, Plaintiff Evanston Insurance Company ("Evanston" or
3 "Plaintiff"), through undersigned counsel, hereby stipulate and agree as follows:

4 Plaintiff filed its Complaint in Interpleader on April 14, 2025. ECF No. 1.

5 Among other parties named as defendants to the Complaint, Plaintiff named
6 Nevada Beverage Company ("NBC" or "Defendant") which it caused to be served with
7 a copy of the Summons and Complaint via personal service on May 6, 2025.

8 The current deadline for Defendant to respond to Plaintiff's Complaint is
9 May 27, 2025.

10 On May 22, 2025, counsel for both Evanston and NBC agreed to a 30-day
11 extension of time for NBC to respond to Evanston's Interpleader Complaint. The parties
12 are currently discussing a proposed disclaimer of interest from NBC which would result
13 in a stipulation of dismissal of NBC from this action. The additional time of 30 days is
14 needed to finalize the parties' negotiations over the proposed course of action. It would
15 therefore be in the parties' best interest to continue their discussions concerning this
16 matter without the immediate deadline of NBC's response to the Interpleader
17 Complaint.

18 Under Federal Rule of Civil Procedure 6(b), a court may, "for good cause,"
19 extend a deadline if a request is made "before the original time or its extension
20 requires." Fed. R. Civ. P. 6(b)(1)(A); see also Local Rule IA 6-1(a). The Ninth Circuit
21 has equated good cause with the exercise of due diligence. See *Johnson v. Mammoth*
22 *Recreations, Inc.*, 975 F.2d 604, 609 (9th Cir. 1992). Good cause exists here because
23 counsel has been diligent in coordinating with each other, requesting the information
24 necessary to respond to Plaintiff's allegations, and investigating the possibility of a
25 dismissal. Additional time is needed for counsel to finalize their negotiations.

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Accordingly, the parties, through undersigned counsel, submit this stipulation to a 30-day extension from May 27, 2025, to June 26, 2025, for Defendant NBC to file a response to the Interpleader Complaint. This is the first request for an extension of time.

This stipulated request is filed in good faith and not for the purposes of undue delay.

Respectfully submitted this 23rd day of May 2025.

TIFFANY & BOSCO P.A.

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IT IS SO ORDERED this 23rd day of May 2025.

Elayna J. Youchah
Elayna J. Youchah
United States Magistrate Judge